

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

MELTON SUMMERVILLE,)	
)	
Plaintiff,)	
)	
v.)	1:05CV223
)	
DUKE UNIVERSITY,)	
)	
Defendant.)	

ORDER AND JUDGMENT

OSTEEN, District Judge

For the reasons set forth in the memorandum opinion entered contemporaneously herewith,

IT IS ORDERED AND ADJUDGED that Plaintiff's Motion to Remand (Doc. No. 5) is DENIED.

IT IS FURTHER ORDERED AND ADJUDGED that Defendant's Motion to Dismiss (Doc. No. 3) is GRANTED.

This the 24th day of March 2006.


United States District Judge